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April 20, 2023

**Via ECF**

The Honorable Katherine Polk Failla, U.S.D.J.  
United States District Court  
Southern District of New York  
40 Foley Square  
New York, NY 10007

**MEMO ENDORSED**

Re: *Aliyeva v. Diamond Braces et al*  
Case No. 22-cv-04575

Dear Judge Failla:

This firm represents Defendants in the above-referenced matter. This letter shall serve as Defendants' request to extend the deadlines for the parties to brief Defendants' forthcoming Motion to Dismiss the Second Amended Complaint ("MTD") by two (2) weeks. The basis for the request is that there was a death in the undersigned's family this week and I will experience a caseload backlog. Specifically, the parties have agreed upon an amended briefing schedule:

- Motion Due: May 12, 2023 (original deadline April 28, 2023)
- Opposition Due: May 26, 2023 (original deadline May 12, 2023)
- Reply Due: June 5, 2023 (original deadline May 22, 2023)

Defendants have not previously requested an extension of the deadlines to brief the forthcoming MTD. Plaintiffs consent to this request.

Thank you for your attention to this matter.

Respectfully submitted,

/s/ Matthew A. Brown

cc: All Counsel of Record (via ECF)

Application GRANTED. The parties are directed to follow the briefing schedule set forth above. The Court extends its condolences to counsel.

The Clerk of Court is directed to terminate the pending motion at docket entry 48.

Dated: April 20, 2023  
New York, New York

SO ORDERED.



HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE